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IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE FIFTH DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE V.ESWARAIAH

WRIT PETITION NO : 13997 of 2004

Between:

1 P. Ramachandra Rao S/o. Veerabhadra Rao
Koti Primary Agricultural Coo-Op Society Ltd., Koti, Korukonda Mandal, E.G.District.
2 A. Satyanarayana S/o. Lakshmana Rao
Koti Primary Agricultural Cooperative Society Ltd., Koti, Korukonda Mandal, E.G.District.
3 B. Posheswara Rao S/o. Pedasatyam
Koti Primary Agricultural Coop.,society Ltd., Koti Korukonda Mandal, E.G.district.
4 J. Surya Prabhakara Rao S/o. Veeranna
Kapavaram Primary Agricultural Cooperative Society Ltd, Koti Korukonda Mandal, E.G.district.
5 G. Santa Ram S/o. Surya Rao
Kapavaram Primary Agril, Coop., Society Ltd., Kapavaram Vill,
Korukonda Mandal, East Godavari Dist.
6 Ch. Suryachandra Rao S/o. Booraiah
Kapavaram Primary Agricultural Cooperative Society Ltd., Korukonda Vill & Mandal, E.G.District.

..... PETITIONER(S)

AND

1 The Government of A.P., Coop Dept rep. by its Secretary, Secretariat, Hyd.
2 The Commissioner and Registrar of Coop Societies, Nampally.
3 The District Cooperative Officer, Kakinada, E.G.District.
4 The Divisional Cooperative Officer, Rajahmundry, E.G.District.
5 Koti Primary Agrl., Coop., Society Ltd., rep. by its Person-in-Incharge, Koti, Korukonda Mandal, E.G.District.

6 Kapavaram Prima;ry Agrl., Coop, Society Ltd., re. by its Person-in-charge, Kapavaram Vill,
Korukonda Mandal, E.G.District.
7 Korukonda Primary Agrl Coop., Society Ltd., rep. by its Person-in-charge, Korukonda Village & Mandal,
E.G.District.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ or order or direction, more particularly one in the nature of writ of mandamus declaring the impugned G.OMS.No.94 (Agriculture & Coop) dt. 28.2.2004 and the consequential termination orders vide Rc.No.1/PACS/2004 Dt. 26.7.2004, 24.7.2004 and 27.7.2004 issued by the respondents as illegal, arbitrary and contrary to the provisions of A.P. Cooperative Societies Act, 1964 and rules made there under apart from being violative of the fundamental rights guaranteed to us under Article 14 &21 of the Constitution of India and consequently set aside the same .

Counsel for the Petitioner:MR.V.AJAYAKUMAR

Counsel for the Respondents No.1 to 4: GP FOR COOPERATION

Counsel for the Respondents No.5 to 7: Mr. C.V.Mohan Reddy

The Court made the following :

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O R D E R:

The learned counsel for the petitioner submits that this Writ Petition is squarely covered by the order passed by my learned brother Justice Goda Raghuram, in W.P.No. 25318 of 2003, dated 6.8.2003, which was reported in A.P. STATE COOPERATIVE SOCIETIES EMPLOYEES UNION VS. GOVERNMENT OF ANDHRA PRADESH

Following the said judgment, this Writ Petition is dismissed. No costs.

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V. ESWARAIAH, J

Dated: 05.11.2004

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To

1 The Government of A.P., Coop Dept rep. by its Secretary, Secretariat, Hyd.
2 The Commissioner and Registrar of Coop Societies, Nampally.
3 The District Cooperative Officer, Kakinada, E.G.District.
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6 Kapavaram Prima;ry Agrl., Coop, Society Ltd., re. by its Person-in-charge, Kapavaram Vill, Korukonda Mandal, E.G.District.
7 Korukonda Primary Agrl Coop., Society Ltd., rep. by its Person-in-charge, Korukonda Village & Mandal, E.G.District.

12. 2 CCs to G.P. for Cooperation, High Court of A.P., Hyderabad. (OUT)

13. 2 CD copies.